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COMMISSION STAFF'S PETITION §
FOR APPOINTING A TEMPORARY §
MANAGER TO BLUE CEREUS, LLC §
WITHOUT A HEARING §

PUBLIC UTILITY COMMISSION
OF TEXAS

PUBLIC UTILITY COMMISSION
FILING CLERK

**ORDER NO. 3
SCHEDULING HEARING AND PREHEARING CONFERENCE, AND
SETTING PROCEDURAL SCHEDULE**

This Order addresses the February 10, 2020, emergency order appointing a temporary manager to Blue Cereus, LLC without a hearing.

I. Notice of Hearing to Affirm, Modify, or Set Aside Emergency Order

Under 16 Texas Administrative Code (TAC) § 22.297(d), a hearing to affirm, modify, or set aside the emergency order will be held during the open meeting scheduled to begin at 9:30 a.m. on Thursday, February 27, 2020, in the Commissioners' Hearing Room, located at the William B. Travis Office Building, 1701 N. Congress, Seventh Floor, Austin, Texas.

II. Procedural Schedule

By February 14, 2020, Commission Staff must file and serve upon Blue Cereus a notice of hearing that complies with the requirements of Texas Government Code §§ 2001.051-.052, and 16 TAC § 22.297(d)(2).

By February 20, 2020, the parties must file copies of all exhibits, including direct testimony, they plan to offer in evidence at the hearing.

Under 16 TAC § 22.299, the affected parties may participate in this hearing to affirm, modify, or set aside the emergency order, or waive the right to a hearing.

III. Prehearing Conference and Requiring Exhibits

A prehearing conference will be held at 8:30 a.m. on February 27, 2020, in the Commissioners' Hearing Room located in the William B. Travis Office Building, 1701 N. Congress, Seventh Floor, Austin, Texas, at which the administrative law judge will admit exhibits

and address any other matters that may assist in the disposition of this case in a fair and efficient manner.

In addition to copies provided to the parties, a total of 13 copies of all offered evidence will be required for hearing purposes for distribution as follows:

Distribution of Exhibits	Number of Copies
Commissioners	6
Commission Counsel	1
Administrative Law Judge	1
Advisory Staff	1
Appeals Box	2
Court Reporter	2
Total Copies	13

The ALJ will be responsible for distribution of copies to the Commissioners and the appeals box. The parties are responsible for distribution to the court reporter. Should any confidential exhibits be presented, the above number of copies must also be provided for hearing purposes. Confidential exhibits must meet the requirements of 16 Texas Administrative Code § 22.71(d)(1).

Signed at Austin, Texas the 12th day of February 2020.

PUBLIC UTILITY COMMISSION OF TEXAS



HUNTER BURKHALTER
ADMINISTRATIVE LAW JUDGE